

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ARBOR NETWORKS, INC.,

Plaintiff,

v.

WILLIAM E. RONCA III, RICHARD SHIRLEY,
DOUGLAS FLEMING, JAMES GILL, JAMES
NEEL, JASON MCEACHIN, MICHAEL L.
PORTER, ANDREW HENKART, PAUL
SCANLON, MICHAEL HOLLYMAN, and
RED LAMBDA, INC.,

Defendants.

C.A. No. _____

**PLAINTIFF’S MOTION FOR LEAVE TO FILE
MEMORANDUM OF LAW IN EXCESS OF TWENTY PAGES**

Pursuant to Local Rule 7.1(B)(4), the Plaintiff in the above-captioned matter, Arbor Networks, Inc. (“Plaintiff”), hereby respectfully requests leave of this Court to file a Memorandum of Law in Support of Plaintiff’s Motion for a Temporary Restraining Order and Motion for a Preliminary Injunction that is in excess of twenty (20) pages. The Memorandum of Law, attached hereto as Exhibit A, contains thirty (30) pages.¹ As grounds for this Motion, Plaintiff states:

1. This case involves a request for injunctive relief based on multiple claims against eleven defendants (to whom different facts relate), including claims based on multiple employment agreements with a variety of obligations owed thereunder. The claims include: violation of the Computer Fraud and Abuse Act, 18 U.S.C. § 1030, *et seq.*; breach of contract; violation of Mass. Gen. Laws c. 93A; and intentional interference with contractual relations.

¹ Excluding caption and signature block.

2. Because Plaintiff must establish a likelihood of success on the merits in order to obtain injunctive relief, the Memorandum of Law provides a detailed analysis of each claim, which should assist the Court in ruling on Plaintiff's motions for injunctive relief.

3. Accordingly, Plaintiff respectfully seeks permission to submit a Memorandum of Law that exceeds twenty pages.

WHEREFORE, Plaintiff respectfully requests that this Court allow Plaintiff to file a Memorandum of Law in excess of twenty pages.

Respectfully submitted,

ARBOR NETWORKS, INC.

By its attorneys,

/s/ Dawn Mertineit
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Dated: July 19, 2012